

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James P. BAUKUS, et al. ) Re: Information Disclosure  
   )                                       Statement  
Serial No.: not yet assigned      )  
Filed: concurrently herewith      ) Group: 2815  
   )  
Divisional of USSN 09/882,892   ) Examiner: Joseph Nguyen  
filed on June 15, 2001           )  
   )  
For: "A PERMANENTLY ON TRANSISTOR   ) Our Ref: B-3948DIV 621654-4  
IMPLEMENTED USING A DOUBLE        )  
POLYSILICON LAYER CMOS PROCESS    )  
WITH BURIED CONTACT"              ) Date: February 26, 2004

MAIL STOP PATENT APPLICATION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the Applicant's duty to disclose information which may be material to the examination of this application, the undersigned respectfully requests that the documents cited by the Examiner and/or submitted by the Applicant in connection with U.S. Serial No. 09/882,892 filed on June 15, 2001 (the parent of the Applicants' subject application) be considered by the Examiner before issuing the first Office Action on the merits.

For the Examiner's convenience, Form PTO-1449 (modified) is enclosed herewith listing the documents cited by the Examiner and/or submitted by the Applicant in connection with U.S. Serial No. 09/882,892 .

Information Disclosure Statement  
Divisional of USSN 09/882,892  
February 26, 2004  
Page 2

It should be noted that the above-identified application may be related by subject matter to the following U.S. Application(s): 08/869,824, filed June 6, 1997 (now U.S. Patent No. 5,973,375); 09/696,826, filed October 25, 2000; 10/132,523, filed April 24, 2002; 10/637,848, filed August 7, 2003; 10/735,841, filed December 12, 2003; and 09/758,792, the inventor and filing date of which is unknown. Pursuant to 37 C.F.R. 1.56(a) and M.P.E.P. 2004, paragraph 9, the applicant brings these co-pending applications to the attention of the Examiner. The Examiner should consider this information during the prosecution of the above-identified application. However, citation of these applications does not constitute an admission that the claims of the present application are substantially similar or similar to those of the applications listed above.

The filing of this Information Disclosure Statement (IDS) shall not be construed as a representation that a search has been made (37 C.F.R. 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability, or that no other material information exists.

If any fees are due, please charge our Deposit Account No. 12-0415 or credit any overpayment to our Account No. 12-0415. No fees should be due because this Information Disclosure Statement is being filed concurrently with the above-identified U.S. patent application.

Information Disclosure Statement  
Divisional of USSN 09/882,892  
February 26, 2004  
Page 3

The filing of this Information Disclosure Statement shall not be construed as an admission against interest in any manner. (Notice of January 9, 1992, 1135 O.G. 13-25, at 25.) The person making this statement is the practitioner who signs below on the basis of information supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)) and on the basis of information in the practitioner's file.

Respectfully submitted,



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Enclosures: Form PTO-1449 (modified) (6 pages)

Information Disclosure Statement  
 Divisional of USSN 09/882,892  
 February 26, 2004  
 Page 4

|   |  |  |
|---|--|--|
| <b>Form PTO-1449 (Modified)</b>                   | <b>ATTY DOCKET NO.</b><br>B-3948DIV 621654-4   | <b>U.S. SERIAL NO.</b><br>not yet assigned |
| <b>LIST OF PATENTS AND PUBLICATIONS STATEMENT</b> | <b>APPLICANT(S)</b><br>James P. BAUKUS, et al. |  |
|   | <b>FILING DATE</b><br>concurrently<br>herewith | <b>GROUP</b><br>2815                       |

**U.S. PATENT DOCUMENTS**

| <b>EXAMINER INITIAL</b> | <b>DOCUMENT NUMBER</b> | <b>ISSUE DATE</b> | <b>NAME</b>       | <b>CLASS</b> | <b>SUB-CLASS</b> | <b>FILING DATE or 102(e) DATE IF APPROPRIATE</b> |
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|                         | 3,946,426              | 3/76              | Sanders           | 357          | 71               |  |
|                         | 4,017,888              | 4/77              | Christie et al.   | 357          | 54               |  |
|                         | 4,101,344              | 7/78              | Kooi et al.       | 148          | 1.5              |  |
|                         | 4,139,864              | 2/79              | Schulman          | 358          | 188              |  |
|                         | 4,164,461              | 8/79              | Schilling         | 204          | 192 EC           |  |
|                         | 4,196,443              | 4/80              | Dingwall          | 357          | 68               |  |
|                         | 4,267,578              | 5/81              | Vetter            | 364          | 709              |  |
|                         | 4,291,391              | 9/81              | Chatterjee et al. | 365          | 184              |  |
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Information Disclosure Statement  
Divisional of USSN 09/882,892  
February 26, 2004  
Page 5

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Information Disclosure Statement  
Divisional of USSN 09/882,892  
February 26, 2004  
Page 6

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Information Disclosure Statement  
 Divisional of USSN 09/882,892  
 February 26, 2004  
 Page 7

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Information Disclosure Statement  
 Divisional of USSN 09/882,892  
 February 26, 2004  
 Page 8

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Information Disclosure Statement  
Divisional of USSN 09/882,892  
February 26, 2004  
Page 9

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| EXAMINER | DATE CONSIDERED |
|----------|-----------------|
|          |                 |

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.